



**Thursday, June 8, 2023**

The City Council will convene at 10:00 AM on Thursday, June 8, 2023 at Austin City Hall, 301 W. 2nd Street, Austin, TX and some members may be participating via videoconference



Mayor Kirk Watson  
Mayor Pro Tem Paige Ellis, District 8  
Council Member Natasha Harper-Madison, District 1  
Council Member Vanessa Fuentes, District 2  
Council Member José Velásquez, District 3  
Council Member José "Chito" Vela, District 4  
Council Member Ryan Alter, District 5  
Council Member Mackenzie Kelly, District 6  
Council Member Leslie Pool, District 7  
Council Member Zohaib "Zo" Qadri, District 9  
Council Member Alison Alter, District 10

**Public comment will be allowed in-person or remotely by telephone. Speakers may only register to speak on an item once either in-person or remotely. For full instructions on participation in person or by telephone, please visit the Council Meeting Information Center:**  
**[http://austintexas.gov/department/city-council/council/council\\_meeting\\_info\\_center.htm](http://austintexas.gov/department/city-council/council/council_meeting_info_center.htm)**

*The City Council may go into a closed session as permitted by the Texas Open Meetings Act, (Chapter 551 of the Texas Government Code) regarding any item on this agenda.*

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

#### **9:00 AM – Proclamations**

Proclamation – Texas A&M Forest Service – To be presented by Mayor Kirk Watson and to be accepted by Chancellor John Sharp of Texas A&M and Al Davis, Interim Director of Forrest Services

Proclamation – Austin Public Access Television Month – To be presented by Council Member Natasha Harper-Madison and to be accepted by Rondella Hawkins, Telecommunications & Regulatory Affairs Officer

#### **10:00 AM – City Council Convenes**

#### **Consent Agenda**

##### **Approval of Minutes**

1. Approve the minutes of the Austin City Council work session of May 30, 2023 and regular meeting of June 1, 2023.

##### **Austin Energy**

2. Approve an ordinance amending the Fiscal Year 2022-2023 Austin Energy Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to accept and appropriate \$569,500 in grant funds from the Federal Emergency Management Agency Building Resilient Infrastructure and Communities program for a smart grid and distribution system design analysis study.

##### **Emergency Medical Services**

3. Authorize negotiation and execution of an agreement with the Travis County Healthcare District to provide ground emergency medical transport services to eligible Medical Access Program beneficiaries for a term of one year in an amount not to exceed \$696,822.

##### **Financial Services**

4. Authorize negotiation and execution of an interlocal agreement with Travis County to allow the transfer of retired County computer devices into the inventory of the City's Community PC Program.

5. Approve an ordinance setting the tax exemption for residence homesteads of individuals 65 years of age or older and persons with disabilities at a value of \$124,000.
6. Approve an ordinance suspending a rate increase proposed by SiEnergy, LP for natural gas services.

#### **Financial Services- Contracts**

7. Authorize execution of two contracts for liquid chlorine with DPC Industries, Inc., and DXI Industries, Inc., for a term of five years in an amount not to exceed \$19,000,000, to be divided between the contractors.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

8. Authorize negotiation and execution of all documents and instruments necessary or desirable to acquire an extension of a temporary working space easement, being approximately 0.048 of an acre (2,098 square feet) tract of land out of the Isaac Decker League Survey No. 20, Travis County, Texas being out of Lot 18-C, Resubdivision of Lot 18, Block 1, Fredericksburg Road Acres, a subdivision of record in Document Number 200600113, Official Public Records of Travis County, Texas, generally located at 2207 Thornton Road, Austin, Texas 78704, from Stuart Linde in an amount not to exceed \$70,000, including closing costs.

District(s): District 5

9. Authorize negotiation and execution of a contract for staffing and engineering services for the Mobility Management Center operations with Kimley-Horn and Associates, Inc., for up to eight years in an amount not to exceed \$20,000,000.

[Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established.

10. Authorize an amendment to a contract for architectural design services for the Faulk Library/History Center and Archival Repository Expansion project with Lord Aeck and Sargent, Inc., to increase the amount by \$250,000 for a revised total contract amount not to exceed \$1,925,000.

[Note: This amendment was awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 9.13% MBE and 11.12% WBE].

District(s): District 9

11. Authorize an amendment to a contract for the Emma S. Barrientos Mexican American Cultural Center Phase 2 project with Rogers - O'Brien Construction Company, LLC, to increase the amount by \$3,140,000 for a revised total contract amount not to exceed \$25,140,000.

[Note: This amendment will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) Current participation for Pre-Construction phase is 22.24% MBE and 0% WBE].

District(s): District 9

12. Authorize an amendment to a contract for the Emma S. Barrientos Mexican American Culture Center Phase 2 project with the Joint Venture of Miro Rivera Architects Inc. and Tatiana Bilbao SC (Miro Rivera/Tatiana Bilbao, LLC), to increase the amount by \$1,300,000, for a revised total contract amount not to exceed \$5,200,000.

[Note: This amendment will be awarded in compliance with City Code 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 8.75% MBE and 12.77% WBE].

District(s): District 9

13. Authorize execution of a contract for the collection, transportation, processing, and disposal of hazardous waste with Clean Harbors Environmental Services Inc., for a term of five years in an amount not to exceed \$12,550,000.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

14. Authorize negotiation and execution of a contract for respiratory protective masks, equipment, and accessories with Mallory Safety and Supply, LLC, in an amount not to exceed \$82,900.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

15. Authorize negotiation and execution of three contracts for asbestos, lead, and mold abatement services and demolition with AAR Inc., Building Abatement Demolition Company, Inc. d/b/a BAD Company, Inc., and SISK-ROBB Inc., each for a term of five years for total contract amounts not to exceed \$11,500,000, divided among the contractors.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

16. Authorize negotiation and execution of a contract for enterprise security information and event management software products and services with DeSpain & Associates, Inc. d/b/a DAI Source, for a term of three years in an amount not to exceed \$440,000.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City

Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for this procurement, there were insufficient or no subcontracting opportunities; therefore, no subcontracting goals were established].

17. Authorize negotiation and execution of three contracts for high security fencing with Barrier Fence, LLC, Tony Parent Enterprises, Inc. d/b/a Allied Fence & Security, and Woolery Custom Fence Co, in the amount of \$7,000,000, divided among the contractors.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

18. Authorize an amendment to a contract for the continued rental of temporary traffic control devices and roadway pavement marking services with Victor Pena d/b/a Pena's Traffic Services, LLC, to increase the amount by \$3,414,000 and to extend the term by two years for a revised total contract amount not to exceed \$8,334,000.

[Note: This contract was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this contract, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

19. Authorize negotiation and execution of three contracts for maintenance, repair, and operation equipment, supplies, and services with W. W. Grainger, Inc. d/b/a Grainger, Fastenal Company, and SID Tool Co., Inc. d/b/a MSC Industrial Supply Co., each for up to 65 months for total contract amounts not to exceed \$53,285,000, divided among the contractors.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

20. Authorize negotiation and execution of nine contracts for world language books with ALM Holdings Corporation d/b/a Chulainn Publishing Corp., D&Z House of Books, Inc. d/b/a Dom Ksiazki, Inc., India Children's Press d/b/a India For Everyone, Asala Publishing & Distribution d/b/a Jarir Bookstore, Kol-Ami, Inc., Latin American Book Source Inc., Lectorum Publications d/b/a Lectorum, Inc., Sentrum Marketing, LLC, and Tsai Fong Books, Inc., each for a term of five years for total contract amounts not to exceed \$1,860,000, divided among the contractors.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

21. Authorize negotiation and execution of a contract for onsite archival scanning services with ARC Document Solutions, LLC, for a term of 18 months in an amount not to exceed \$95,000.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City

Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

22. Authorize negotiation and execution of a contract for an online video streaming service with Kanopy, Inc., for a term of five years in an amount not to exceed \$500,000.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

23. Authorize negotiation and execution of a contract for helicopter parts with Airbus Helicopters Inc., for a term of five years in an amount not to exceed \$825,000.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

24. Authorize negotiation and execution of two contracts to provide ammunition with GT Distributors Inc. d/b/a GT Distributors - Austin and Precision Delta Corp., each for up to 34 months for total contract amounts not to exceed \$2,100,000, divided between the contractors.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established].

25. Authorize negotiation and execution of three contracts for Cisco and Meraki products and services with CDW LLC, Insight Public Sector Inc. d/b/a Insight Public Sector, and Presidio Networked Solutions Inc. d/b/a Presidio Networked Solutions Group LLC, each for a term of five years for total contract amounts not to exceed \$72,000,000, to be divided among the contractors.

[Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods and services required for this procurement, there were insufficient or no subcontracting opportunities; therefore, no subcontracting goals were established].

26. Authorize negotiation and execution of a contract for benefits administration with Total Administrative Service Corporation d/b/a TASC, for up to five years for a total contract amount not to exceed \$697,000.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C (Minority Owned and Women Owned Business Enterprise Procurement Program). For the services required for this solicitation, there were insufficient subcontracting opportunities; therefore, no subcontracting goals were established].

27. Authorize execution of a contract for erosion control items with Wolseley Investment d/b/a Ferguson Enterprises, LLC, for a term up to five years for a total contract amount not to exceed \$1,045,476.

[Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program). For the goods required for this solicitation, there were no subcontracting opportunities].

28. Authorize an amendment to a contract for continued cloud-based pension modeling software including maintenance, support, and licenses with GovInvest, to increase the amount by \$283,725 and to extend the term by three years, for a revised total contract amount not to exceed \$415,725.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9D (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

29. Authorize negotiation and execution of a lease agreement with The Salvation Army for a 12-month term for the former Salvation Army Downtown Center, consisting of approximately 66,825 square feet of building space and surface parking lot, situated on a 1.01-acre site, located at 501 East 8th Street, Austin, Texas 78701, for an amount not to exceed \$1,268,256.

District(s): District 9

30. Authorize negotiation and execution of a contract for stormwater sensors and accessories with CC Lynch & Associates Inc., for up to five years for a total contract amount not to exceed \$420,177.

[Note: Sole source contracts are exempt from the City Code Chapter 2-9 D (Minority Owned and Women Owned Business Enterprise Procurement Program); therefore, no subcontracting goals were established].

### **Homeland Security & Emergency Management**

31. Approve an ordinance accepting Federal Emergency Management Agency Public Assistance grant funds from the Texas Department of Emergency Management; and amending the Fiscal Year 2022-2023 Operating Budget Special Revenue Fund (Ordinance No. 20220817-004) to appropriate funding in the amount of \$297,110 for the following departments: Development Services Department, Building Services Department, Austin Fire Department and the Austin Police Department for COVID-19 disaster response expenditure reimbursement.

### **Law**

32. Authorize negotiation and execution of an amendment to a legal services agreement with Jackson Walker, LLP, for legal services related to City of Austin vs. 6315 Spicewood, LP., Condemnation Proceeding in County Court at Law No. 2, in the amount of \$323,350 for a total contract amount not to exceed \$678,350.
33. Authorize negotiation and execution of an amendment to a legal services agreement with Jackson Walker LLP for legal services related to City of Austin vs. SFC Software Factory, LLC, a Texas Limited Liability Company, Condemnation Proceeding filed in the Probate Court No. 1, Travis County in the amount of \$195,000 for a total contract amount not to exceed \$435,000.

### **Police**

34. Approve a resolution authorizing the acceptance of grant funding from the State of Texas, Office of

the Governor, Criminal Justice Division to implement the Austin Police Department Crime Lab Enhancement Project.

### **Public Health**

35. Authorize negotiation and execution of agreements with Family Endeavors and Foundation Communities to provide homelessness prevention services for a 12-month term beginning August 1, 2023, for a total agreement amount not to exceed \$2,400,000 divided among the agencies.
36. Authorize negotiation and execution of Amendment No. 1 to the agreement with Austin Travis County Mental Health & Mental Retardation Center d/b/a Integral Care, to provide behavioral health services to individuals experiencing homelessness at the Northbridge shelter, adding funding in an amount not to exceed \$216,972 for the 12-month period ending December 31, 2023, and adding one six-month extension option in an amount not to exceed \$143,986, for a revised total agreement amount not to exceed \$431,958.
37. Authorize negotiation and execution of Amendment No. 1 to an agreement with Urban Alchemy to extend the Austin Resource Center for the Homeless (ARCH) program through December 31, 2023, to add funds to the ARCH program in an amount not to exceed \$600,000 and to add a new ARCH temporary expansion program to operate an additional shelter for a twelve-month term beginning July 1, 2023 in an amount not to exceed \$4,563,836, for a revised total agreement amount not to exceed \$9,307,186.

### **Watershed Protection Department**

38. Approve a resolution authorizing a redevelopment exception in the Barton Springs Zone under City Code Section 25-8-26 for the 17.6-acre tract located at 9225 FM 2244 for the redevelopment of an existing commercial use. (This action concerns land located within the Barton Springs Zone.)

### **Item(s) from Council**

39. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies, and to public facility corporations; removal and replacement of members; and amendments to board and commission bylaws.
40. Approve a resolution initiating amendments to City Code Title 25 (Land Development Code) to create a new density bonus program for residential developments that include income-restricted housing units.

**Sponsors:** Council Member Ryan Alter, Council Member Vanessa Fuentes, Council Member Zohaib "Zo" Qadri, Council Member José "Chito" Vela, and Council Member Natasha Harper-Madison

41. Approve a resolution initiating amendments to City Code Title 25 (Land Development Code) related to a density bonus program for residential developments that include income-restricted housing units.

**Sponsors:** Council Member Vanessa Fuentes, Council Member Ryan Alter, Council Member Zohaib "Zo" Qadri, Council Member Natasha Harper-Madison, and Council Member José "Chito" Vela

42. Approve a resolution initiating amendments to City Code Title 25 (Land Development Code) to



provide minimum fire safety standards for facilities that house or hold animals on a 24-hour basis.

**Sponsors:** Council Member José "Chito" Vela, Mayor Kirk Watson, Mayor Pro Tem Paige Ellis, Council Member Alison Alter, and Council Member Leslie Pool

43. Approve a resolution urging the United States Federal Government to support a Fossil Fuel Non-Proliferation Treaty and to develop and enact a federal Climate Emergency Plan and Declaration.

**Sponsors:** Council Member Vanessa Fuentes, Council Member José "Chito" Vela, Council Member José Velásquez, Council Member Zohaib "Zo" Qadri, and Council Member Leslie Pool

44. Approve a resolution directing the City Manager to support the Downtown Austin Community Court (DACC)'s role as an integral part of Austin's homelessness response system by: initiating City Code amendments to expand DACC's geographical service area for certain Class C misdemeanors utilizing stakeholder feedback and consultation with key court staff; and identifying potential ongoing funding sources for Fiscal Year 2023-24 and future budget cycles in order to increase staff, resident connection to services, and improve service resources.

**Sponsors:** Council Member Natasha Harper-Madison, Council Member José "Chito" Vela, Council Member José Velásquez, and Council Member Vanessa Fuentes

45. Approve a resolution initiating amendments to City Code Title 25 (Land Development Code) to change compatibility requirements.

**Sponsors:** Council Member José "Chito" Vela, Council Member Natasha Harper-Madison, Council Member Vanessa Fuentes, Council Member José Velásquez, and Council Member Ryan Alter

46. Approve a resolution initiating a code amendment regarding mandatory pet microchipping and directing the City Manager to conduct a review of Animal Services Office policies to facilitate and implement citywide microchipping and animal welfare services.

**Sponsors:** Council Member José "Chito" Vela, Council Member Natasha Harper-Madison, Council Member José Velásquez, and Mayor Kirk Watson

#### **Item(s) to Set Public Hearing(s)**

47. Set a public hearing to consider an ordinance amending City Code Title 25 related to uses and regulations for live music venues, creative spaces, and live/work units. (Suggested date: Thursday, July 20, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas 78701).
48. Set a public hearing to consider an ordinance amending the Imagine Austin Comprehensive Plan to update the Austin Strategic Mobility Plan and to adopt the Urban Trails Plan; Sidewalks, Crossings, and Shared Streets Plan; and Bicycle Plan. (Suggested date: July 20, 2023, Austin City Hall, Council Chambers, 301 West Second Street, Austin, Texas).
49. Set a public hearing regarding the update of the Water and Wastewater Impact Fee Land Use Assumptions and Capital Improvement Plan, including proposed amendments to impact fees. (Suggested date and time: August 3, 2023, Austin City Hall, Council Chambers, 301 W. Second Street, Austin, Texas).
50. Set a public hearing to consider an ordinance amending City Code Chapter 25-2 to establish when a site plan will not be required for development of four or fewer residential units on a site. (Suggested date: Thursday, July 20, 2023, at Austin City Hall, 301 W. Second Street, Austin,

Texas 78701.)

51. Set a public hearing to consider an ordinance amending Title 25 to increase the maximum height and to create design standards for certain properties located within the East Sixth/Pecan Street (PS) Combining District. (Suggested date: Thursday, July 20, 2023, at Austin City Hall, 301 W. Second Street, Austin, Texas 78701.)

## **Non-Consent**

### **Item(s) Referred from Council Committee(s)**

52. Approve the Policy to Determine Funding Goals and Guidelines for the Austin Police Retirement System.

**Sponsors:** Audit and Finance Committee

53. Consider a recommendation related to prioritizing initiated amendments to the City's Land Development Code.

**Sponsors:** Housing and Planning Committee

54. Approve a resolution relating to the Colony Park Sustainable Community Initiative and initiating changes to the existing Colony Park Planned Unit Development that is generally located in the vicinity north of Loyola Lane between Johnny Morris Road and Decker Lane.

**Sponsors:** Housing and Planning Committee

### **10:30 AM - Austin Housing and Finance Corporation Meeting**

55. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene. (The AHFC agenda is temporarily located at <https://www.austintexas.gov/departments/city-council/2023/20230608-ahfc.htm>).

### **10:30 AM - Austin Housing Public Facility Corporation Meeting**

56. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Public Facility Corporation. Following adjournment of the AHPFC Board meeting the City Council will reconvene. (The AHPFC agenda is temporarily located at <https://www.austintexas.gov/departments/city-council/2023/20230608-ahpfc.htm>).

### **Public Hearings and Possible Actions**

57. Conduct a public hearing to receive public comment on the City's draft Fiscal Year 2023-2024 Action Plan as required by the U.S. Department of Housing and Urban Development.
58. Conduct a public hearing and consider an ordinance repealing City Code Section 9-4-41 relating to barbed wire fences, amending City Code Chapter 25-2-899 (Fences as Accessory Uses) relating to fence design, and creating an offense.

### **12:00 PM - Public Communication: General**

Adrian Macias- Deep levels of affordability

Ches Weinfeld - I-35 Expansion.

Matthew McCoy - Opposing I-35 expansion.

Colin Walker- I-35

Clover Chen- Speaking on the i35 Expansion.

Charlotte LeMay- I-35 project.

Cecily Montgomery- I-35

Reyana Tran - Speak on the i35 Expansion

Irvin Beltran- I35 project.

Eileen McGinnis- The expansion of I-35.

### **Live Music**

Daniel Fears

### **Executive Session**

59. Discuss legal issues related to use of City right-of-way by broadband network providers (Private consultation with legal counsel - Section 551.071 of the Texas Government Code).

### **2:00 PM - Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)**

60. NPA-2022-0021.02 - Burleson & Ben White - Conduct a public hearing and approve an ordinance amending Ordinance No. 20061116-055, the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 3507 Burleson Road (Country Club West Watershed) from Single Family, Office and Commercial to Mixed Use land use. Staff Recommendation: To grant Mixed Use land use. Planning Commission Recommendation: To be reviewed June 13, 2023. Owner/Applicant: Stoneridge Capital Partners, LTD. Agent: Dunaway Associates (Vanessa Mendez). City Staff: Kathleen Fox, 512-974-7844.

District(s): District 3

61. C14-2020-0143 - 12121 North IH 35 Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12121 North Interstate Highway 35 Service Road Northbound (Walnut Creek Watershed). Applicant's Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning to multifamily residence moderate-high density-conditional overlay (MF-4-CO) combining district

zoning. Staff and Zoning and Platting Commission Recommendation: To grant multifamily residence moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Owner/Applicant: Dupius Investments, Ltd. (Daniel McCormack) Agent: Coats Rose (Racy Haddad). City Staff: Joi Harden, Planning Department, 512-974-1617. A valid petition has been filed in opposition to this rezoning request.

District(s): District 1

62. C14-2022-0049 - 500 VFW Road - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 500 VFW Road (Walnut Creek Watershed). Applicant's Request: To rezone from general office-conditional overlay (GO-CO) combining district zoning to general office-mixed use (GO-MU) combining district zoning. First Reading approved on October 27, 2022. Vote: 11-0. Owner/Applicant: Capital City VFW Post #8787. Agent: Drenner Group, PC (Amanda Swor). City Staff: Joi Harden, Planning Department, 512-974-1617.

District(s): District 1

63. C14-2023-0002 - Indian Hills - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6201 Quinn Luke Trail (Decker Creek Watershed). Applicant's Request: To rezone from limited industrial services-conditional overlay (LI-CO) combining district zoning to limited industrial services-conditional overlay (LI-CO) combining district zoning, to change a condition of zoning. Staff and Zoning and Platting Commission Recommendation: To grant limited industrial services-conditional overlay (LI-CO) combining district zoning, to change a condition of zoning. Owner/Applicant: IH Clean Energy Center TX LP. Agent: Metcalfe Wolff Stuart and Williams (Michele Rogerson Lynch). City Staff: Jonathan Tomko, Planning Department, 512-974-1057.

District(s): District 1

64. C14-2022-0156 - Webb Tract - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 10711 Decker Lane (Decker Creek Watershed). Applicant's Request: To rezone from interim-rural residence (I-RR) base zoning district to general commercial services-mixed use (CS-MU) combining district zoning. Staff and Zoning and Platting Commission Recommendation: To grant general commercial services-mixed use (CS-MU) combining district zoning, with conditions. Owner/Applicant: Heart of Manor LP. Agent: Kimley-Horn (Ethan Harwell). City Staff: Jonathan Tomko, Planning Department, 512-974-1057.

District(s): District 1

65. C14-2022-0175 - Airport 973 Addition - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning property locally known as 3178 and 3180 Eva Street (Colorado River Watershed). Applicant's Request: To zone from interim-single family residence-standard lot (I-SF-2) district zoning to community commercial-conditional overlay (GR-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning, with conditions. Owner/Applicant: Sunoco Retail, LLC (Ola Faye Woods). Agent: Metcalfe Wolff Stuart & Williams, LLP (Michele Rogerson Lynch). City Staff: Nancy Estrada, Planning Department, 512-974-7617.

District(s): District 2

66. C14-2022-0102 - 506 & 508 West Rezoning - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 506 and 508 West Avenue (Shoal Creek Watershed). Applicant's Request: To rezone from downtown mixed use (DMU) district zoning to central business district (CBD) zoning. Staff and Planning Commission Recommendation: To grant central business district-conditional overlay (CBD-CO) combining district zoning. Owner/Applicant: 506 West Avenue, LP (Tyler Grooms). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Nancy Estrada, Planning Department, 512-974-7617.

District(s): District 9

67. C14-2022-0164 - 504 Oakland Ave. - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 504 Oakland Avenue (Lady Bird Lake Watershed). Applicant's Request: To rezone from limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. Staff and Planning Commission Recommendation: To grant general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning. Owner/Applicant: Reg ATX 504 Oakland, Ltd. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Jonathan Tomko, Planning Department, 512- 974-1057.

District(s): District 9

68. NPA-2022-0009.01 - 1007 and 1021 E. 7th Street - Approve second and third readings of an ordinance amending Ordinance No. 011213-41, the Central East Austin Neighborhood Plan and Ordinance No. 20081211-083 the Plaza Saltillo (TOD) Station Area Plan, an element of the Imagine Austin Comprehensive Plan to allow a base maximum building height of 90 feet on property locally known as 1007 and 1021 E. 7th Street (Waller Creek Watershed). First Reading approved May 18, 2023. Vote: 11-0. Owner/Applicant: 1007 East 7th Street (Austin) Owner, L.P. and 1021 East 7th Street (Austin) Owner, L.P. Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Maureen Meredith, Planning Department, (512) 974-2695.

District(s): District 3

69. C14-2022-0149 - 1007 and 1021 East 7th Street - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1007 and 1021 East 7th Street (Waller Creek Watershed). Applicant Request: To rezone from transit oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change a condition of zoning. First Reading approved May 18, 2023. Vote: 11-0. Owner/Applicant: 1007 East 7th Street (Austin) Owner, L.P. and 1021 East 7th Street (Austin). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Joi Harden, Planning Department, 512-974-1617.

District(s): District 3

70. NPA-2022-0014.05 - Bergstrom Trail Mixed Use - Conduct a public hearing and approve an ordinance amending Ordinance No. 20021010-11, the Southeast Combined Neighborhood Plan (Southeast) an element of the Imagine Austin Comprehensive Plan to change the land use designation on the future land use map (FLUM) on property locally known 6300 and 6410 Burleson Road (Onion Creek Watershed) from Industry and Transportation to Mixed Use land use.

Staff Recommendation: To deny Mixed Use land use. Planning Commission Recommendation: To grant Mixed Use land use. Owner/Applicant: ZIFS Burleson6300, LLC. Agent: Husch Blackwell (Micah King). City Staff: Jesse Gutierrez, Planning Department, 512-974-1606.

District(s): District 2

71. C14-2022-0148 - Bergstrom Trail - Eastern Tract - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6410 Burleson Road (Onion Creek Watershed). Applicant's Request: To rezone from limited industrial service-neighborhood plan (LI-NP) combining district zoning to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To deny general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Owner/Applicant: ZIFS Burleson6300, LLC (Zain Fidai). Agent: Husch Blackwell LLP (Micah King). City Staff: Nancy Estrada, Planning Department, 512-974-7617.

District(s): District 2

72. C14-2022-0146 - Bergstrom Trail - Western Tract - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 6300 Burleson Road (Onion Creek Watershed). Applicant's Request: To rezone from limited industrial service-neighborhood plan (LI-NP) to general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Staff Recommendation: To deny general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Planning Commission Recommendation: To grant general commercial services-mixed use-vertical mixed use building-neighborhood plan (CS-MU-V-NP) combining district zoning. Owner/Applicant: ZIFS Burleson6300, LLC (Zain Fidai). Agent: Husch Blackwell LLP (Micah King). City Staff: Nancy Estrada, Planning Department, 512-974-7617.

District(s): District 2

## **Adjourn**

The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.

For assistance, please call 512-974-2210 or TTY users route through 711.

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call (512) 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al (512) 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.